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City of El Cerrito and Scott Kirkland
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10 UNITED STATES DISTRICT COURT
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12 NORTHERN DISTRICT OF CALIFORNIA

13 YIN LING LEE and LILY SEID,

Case No. C08-02966 SI

14 Plaintiffs,

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**STIPULATION AND [PROPOSED]
ORDER FOR DISMISSAL OF ENTIRE
ACTION, WITH PREJUDICE, PER FRCP
41(A)(1)**

vs.

CITY OF EL CERRITO, a municipal corporation; SCOTT KIRKLAND, in his capacity as Chief of Police for CITY OF EL CERRITO; and, DOES 1-25, inclusive, individually, and in their capacity as police officers for CITY OF EL CERRITO,

Defendants.

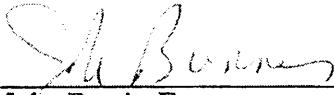
IT IS HEREBY STIPULATED AND AGREED by and between the parties to this action, through their respective counsel of record, and approved by the Court in the accompanying Order, that pursuant to Federal Rule of Civil Procedure 41(a)(1), this entire action, against all Defendants, is hereby dismissed in its entirety, with prejudice, and each party to bear their own fees and costs with regard to this dismissal.

IT IS SO STIPULATED.

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1 Dated: February 23, 2009

LAW OFFICES OF JOHN L. BURRIS

2 By: 

3 John Burris, Esq.
4 Gayla Libet, Esq.
5 Attorneys for Plaintiffs
6 YIN LING LEE and LILY SEID

7 Dated: February 24, 2009

8 MCNAMARA, DODGE, NEY, BEATTY, SLATTERY,
9 PFALZER, BORGES & BROTHERS LLP

10 By: 

11 James V. Fitzgerald, III, Esq.
12 Noah G. Blechman, Esq.
13 Attorneys for Defendants
14 City of El Cerrito and Scott Kirkland

15 PURSUANT TO THE FOREGOING STIPULATION, IT IS SO ORDERED. THIS
16 MATTER IS HEREBY DISMISSED, IN ITS ENTIRETY, WITH PREJUDICE. ANY
17 AND ALL DATES CALENDARDED IN THIS MATTER ARE HEREBY VACATED.

18 Dated: _____, 2009



19 Hon. Susan Illston
20 United States District Court Judge